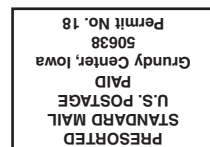




MISSOURI

STATE BOARD OF NURSING

NEWSLETTER



The Official Publication of the Missouri State Board of Nursing with a quarterly circulation of approximately 98,000 to all RNs and LPNs

Volume 3 No. 2

May, June, July 2001

MESSAGE FROM THE PRESIDENT

Robin Vogt, MSN, RN, FNP-C
President, Missouri State Board of Nursing

As you are likely aware, the Missouri State Board of Nursing recently filed with the Secretary of State an emergency rule and a permanent rule to increase fees. Unfortunately, because of publishing deadlines, I was unable to address this issue in the last newsletter. Since the emergency rule went into effect, we have received both negative and positive comments related to the renewal fee increase in addition to some media publicity. Specific responses to those comments appear later in this newsletter. At this time though I would like to update you on the Board's process and what has happened with the rules.



Vogt

When considering how the Board operates, it is important to understand that the Board is not an independent agency. Instead, the Board is just one entity among many licensing boards that comprise the Division of Professional Registration. The Division in turn is just one entity within the Department of Economic Development, which is part of the Executive Branch that is accountable to the Governor. As a result, the Board is liable not only for its own daily operating expenses but is also financially responsible for those administrative services it receives from the Division and Department. Expenses incurred from Division and Department services are assessed to the boards in the Division based on the number of licensees each board has. Since the Board of Nursing has the largest number of licensees, the Board pays the largest percentage for those services. In the past few years the Board has incurred increased expenses from the Division and Department for such services as optical imaging and a new information man-

agement system that made our computers Y2K compliant and will likely save us considerable money in the long run. Nonetheless, these additional expenses combined with the decreasing number of licenses and the increasing number of complaints resulted in the Board experiencing a significant budget shortfall that necessitated immediate attention.

The Board spent a considerable amount of time reviewing expenses and trying to project future expenses before deciding on the proper increase. After lengthy discussions during the open session at the September and December Board meetings and the October strategic planning meeting, the Board eventually realized that an emergency rule was the only appropriate choice to meet the immediate needs of the Board and avoid future deficit spending. As a result, the Board filed an emergency rule, which became effective January 1, 2001, and a permanent rule, which will be effective July 1, 2001, with the Secretary of State's Office.

After the proposed rules were filed, the Missouri Nurses Association requested that the Joint Committee on Administrative Rules ("JCAR") review the Board's authority to pursue the rule changes as filed. After a hearing, JCAR permitted the emergency rule, which increased the RN renewal fee to \$100 biennially and the PN Renewal fee to \$92 biennially, to remain in place unchanged. In addition, JCAR agreed to allow the permanent fee rule to go forward if the Board would decrease the RN renewal fee to \$80 biennially and the PN renewal fee to \$72 biennially effective January 1, 2003. The Board, based on the current projections available, agreed to JCAR's recommendation. A complete listing of the new fee increases are included in a separate article in this newsletter.

Please be assured that the Board always strives to keep fees at a minimum. The Board is currently working with the Division and Department to evaluate the cost allocation formula and search for other cost saving opportunities. In addition, the Board is waiting for recommendations from the audit being conducted at the Board's request by the State Auditor's Office to assist the Board in making any necessary changes to avoid financial problems in the future. Finally, the Board is looking very closely at its own projections to ensure that this situation does not occur again.

In working with this Board, I assure you each member takes his or her responsibility very seriously. We are here to both protect the public and serve our licensees. I encourage each of you to come to our Board meetings and to get more involved in the nursing profession. It has been an honor to serve as President of this Board. Finally, I want to thank all of the nurses who offered support, trust and encouragement to me and the Board during this difficult time.

GOVERNOR

The Honorable Bob Holden

DEPARTMENT OF ECONOMIC DEVELOPMENT

Joseph L. Driskill, Director

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We would like to welcome Marilyn Taylor Williams as the Director of the Division of Professional Registration, who was confirmed on January 25, 2001. She replaces Randall Singer, who served as Director since 1993.



Williams

Prior to her confirmation, Ms. Williams of Dudley, MO, served in the House of Representatives from 1991 to 2001. She represented District 156, comprised of parts of Stoddard, Wayne and Bollinger counties from 1991 to 1993 and represented District 159, comprised of parts of Stoddard and Scott counties from 1993 to 2001.

In the General Assembly, Ms. Williams' key committee assignments included chair of the House Agribusiness Committee, vice-chair of Appropriations, Agriculture and Economic Resources, and the House Budget Committee. She was also a member of the Missouri Tourism Commission.

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Special Thanks to the Following Nurses

The Missouri State Board of Nursing would like to thank the following nurses for participating in a research project to test innovation NCLEX® examination items for the National Council of State Boards of Nursing, Inc. and the current test service.

The research project was to answer 15 innovative NCLEX® examination questions to determine if the items (test questions) were “more like” problems encountered in clinical practice and if different competencies can be assessed than can be presented with a standard multiple-choice test question.

These nurses provided input that will help shape the future of NCLEX® examinations.

- Liz Cardwell, Missouri State Board of Nursing Staff
- Cordelia Esry, Missouri State Board of Nursing Member
- Juliana Henley, Eugene, MO
- Cheryle Kelly, Russellville, MO
- Gloria Metzger, Jefferson City, MO
- Anatasia Parkhurst, Jefferson City, MO
- Katherine Smolik, Jefferson City, MO
- Calvina Thomas, Missouri State Board of Nursing Staff
- Robin Vogt, Missouri State Board of Nursing President
- Wanda Woods, Hartsburg, MO



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IMPORTANT TELEPHONE NUMBERS

Division of Aging (nurse aide verifications and general questions)	573-526-5686
Missouri State Association for Licensed Practical Nurses (MoSALPN)	573-636-5659
Missouri Nurses Association (MONA)	573-636-4623
Missouri League for Nursing (MLN)	573-635-5355
Missouri Hospital Association (MHA)	573-893-3700

Addresses on Internet/Safety Issue

Because the complete addresses of licensees are available on the Division of Professional Registration's web site, the Missouri Board of Nursing has received numerous calls from licensees expressing concern. Although the Board understands the licensees' concern, names, addresses and licensee information are public information that must be provided in accordance with the following provisions.

Missouri Statute 620.145 states:
“The division of professional registration shall maintain, for each board in the division, a registry of each person holding a current license, permit or certificate issued by that board. The registry shall contain the name and address of each person licensed or registered together with other relevant information as determined by the board. The registry of each board shall at all times be available to the board and copies shall be supplied to the board on request. Copies of the registry shall be available from the division or the board to any individual who pays the reasonable copying cost. Any individual may copy the registry during regular business hours. Questions concerning the currency of license of any individual shall be answered, without charge, by the appropriate board. Each year each

board may publish, or cause to be published, a directory of each person licensed or registered for the current year together with any other information the board deems necessary. Any expense incurred by the state relating to such publication shall be charged to the board. An official copy of any such publication shall be filed with the director of the department of economic development.”

Chapter 620.010 (7) states in pertinent part:
“Information regarding identity, including names and addresses, registration, and currency of the license of the persons possessing licenses to engage in professional occupation and the names and addresses of applicants for licenses is not confidential information.”

The Board is concerned for the safety of nurses and with the Division of Professional Registration has been pursuing solutions to the issue. Until legislative changes can be made, it has been determined that we may remove the street address from the web site lists yet remain in compliance with the law. We will continue to honor requests for the complete lists. The Board will be developing a policy and procedure for written requests for the lists. The Division's licensure information staff is currently in the processing of making changes in programming so the nurse's street addresses will be removed.

We appreciate all of you who have contacted us with your concern. A notice of removal of the street addresses and the process for requesting address lists will be on our web site at <http://www.ecodev.state.mo.us/pr/nursing> as soon as the process of elimination is completed.

Fee Increase Comments

Calvina Thomas, PhD, RN
Executive Director

The Missouri State Board of Nursing filed an emergency amendment to the fee rule that became effective January 1, 2001. The emergency amendment applied to the RN and LPN renewal fees only.

In the Licensure Corner of this newsletter, you will see that all fees are increasing effective July 1, 2001.

When an amendment to a rule is filed, we are required to summarize all comments and provide written responses to those comments in the final order of rulemaking. The summarized comments and our response to those comments are below.



Thomas

SUMMARY OF COMMENTS: The Board mailed 77,181 RN renewal notices with a special notice about the fee increase. Of those 77,181, the Board received 113 letters, 42 e-mails and 104 telephone calls in opposition to the proposed amendment. The Board of Nursing received 3 letters, 1 e-mail and 15 phone calls in support of the proposed amendment.

COMMENTS REGARDING NEWSLETTER

COMMENTS: Four comments were received indicating that the Board should stop publishing the newsletter that is sent to each licensed nurse in order to decrease the board's expenses.

RESPONSE: The Board of Nursing contracted with a publishing company to publish and distribute the newsletter. The Board of Nursing is not charged a fee for publication. The publication company sells advertisements in the Board's newsletter that offsets their publication and distribution costs.

COMMENTS REGARDING NO EARLY NOTICE, SUDDEN INCREASE AND DRAMATIC INCREASE

COMMENTS: The Board of Nursing received 7 comments that the Board should have provided an earlier notice that the fee would increase and 147 comments regarding the sudden and dramatic increase in the renewal fees. There were 4 comments received that the fee should have been gradually raised.

RESPONSE: The Board did not know how much the fee would increase until it received projections and final

approval from the Department of Economic Development. In the November 2000 to January 2001 newsletter, the Board president published an article, which indicated that the renewal fee would increase, but at that time the Board did not know how much the fee would increase. The Board obtained cost projections from the Division of Professional Registration and Department of Economic Development for the next six years to use when determining how much the renewal fee would have to increase to cover operating expenses. Once the accurate cost projections were received in late October 2000, the Board calculated revenue projections for the next six years in order to determine the renewal fee. The renewal fee was increased January 1, 2001 and renewals notices were mailed January 9, 2001. Although the renewal notices were not scheduled to be mailed until the first week in February, the Board voted to mail the notices one month earlier in order to provide advance notice to the nurses of the fee increase. A separate notice was not sent because it would have cost approximately \$34,000 for postage in addition to the cost of printing the document for approximately 77,181 licensees.

COMMENTS REGARDING COSTS OF COMPUTERS AND EQUIPMENT:

COMMENTS: The Board of Nursing received 11 comments indicating that the Board should not have purchased new equipment and a new licensing system.

RESPONSE: The licensing system used by the Division of Professional Registration was not Y2K-compliant. The cost to purchase a new licensing system and the equipment needed to change to a new system was less than what it would have cost to convert the old system into a Y2K-compliant version.

COMMENTS REGARDING INVESTIGATIVE COSTS

COMMENTS: The Board of Nursing received 10 comments that all nurses should not have to pay for the cost of investigations.

RESPONSE: In order to protect the public, the Board is required to investigate complaints that are received against licensees. Because the Board does not have statutory authority to impose fines to recoup costs from investigations, the costs for investigations are paid for out of the nursing fund, which is comprised of the fees collected from licensees.

COMMENTS REGARDING STUDENT LOAN

COMMENTS: The Board of Nursing received 10 comments that nurses should not have to pay for a scholarship fund to send other future nurses to school.

RESPONSE: Pursuant to Section 315.211, RSMo, the Board is mandated to collect \$10 from each RN renewal fee and \$2 from each LPN renewal fee for the nursing student loan fund, administered by the Missouri Department of Health. The Board suggests that individuals contact the Department of Health at 573-751-6219 or 800-891-7415 for more information about the nursing student loan program.

COMMENTS REGARDING NURSING SHORT-AGE, WORKING CONDITIONS, AND LOW NURSING SALARIES:

COMMENTS: The Board of Nursing received 16 comments regarding low nursing salaries, 17 comments regarding the current nursing shortage, 16 comments regarding poor working conditions for nurses, 21 comments regarding the current cost of living and 3 comments regarding membership fees.

RESPONSE: Although the Board is concerned with the nursing shortage, the Board is only authorized to regulate members of the profession through establishing and enforcing licensure and practice requirements. However, one of the ways the Board is trying to be proactive is through its membership in the National Council of State Boards of Nursing (NCSBN) and the Board understands that the need for public protection through regulation has never been greater, due in large part to the nursing shortage. Failure to maintain standards of practice could lead to an increase in errors, increased risk for patient harm, and a lack of public confidence. During shortages of health care professionals, one potential and predictable policy direction is to deregulate, thereby reducing practice standards. As the primary mission of the NCSBN member boards of nursing is protection of the public's health and safety, any such trend of deregulation is assumed to increase the risk of harm to patients. Therefore, the nursing regulatory community is actively working to assure an adequate supply of competent licensed nurses through a number of initiatives. Boards of Nursing:

- Participate strategically at state and national initiatives created to address nursing supply and demand issues.
- Influence national, state and local efforts to improve patient safety in health care.
- Continue timely, humane and effective intervention when state nurse practice acts are violated.
- Support regulatory authority over nursing scope of practice.
- Maximally utilize current categories of nursing and unlicensed assistive personnel without lowering standards and in accordance with regulations.
- Track workplace-related complaints and issues brought to the attention of boards of nursing.

***FEE INCREASE COMMENTS** cont. on pg. 5*

Fee Changes Effective July 1, 2001

APPLICATION TYPE	NEW FEE EFFECTIVE JULY 1, 2001
RN Exam Application (1st Time)	\$67
RN Exam (Repeat)	\$40
LPN Exam Application (1st Time)	\$63
LPN Exam Application (Repeat)	\$40
RN Endorsement	\$77
LPN Endorsement	\$73
Lapsed License Fee	\$50
Endorsement Form to Another State	\$30
Duplicate License	\$15
Advanced Practice Nurse	\$150
RN Renewal Fee	\$100*
LPN Renewal Fee	\$92*
School Annual Registration Fee	\$100

*The RN Renewal Fee will decrease to \$80 effective January 1, 2003.

*The LPN Renewal Fee will decrease to \$72 effective January 1, 2003.

FEE INCREASE COMMENTS cont. from pg. 4

- Collect, analyze, and disseminate comprehensive data describing present and future nursing education and practice environments as related to public protection.
- Uphold standards for entry into the profession, including requirements for U.S. licensure for graduates of foreign nursing schools.

COMMENT REGARDING FEES REQUIRED FOR CONTINUING EDUCATION:

COMMENT: The Board of Nursing received 1 comment regarding the cost to obtain continuing education units.

RESPONSE: The Board of Nursing does not require continuing education units as a condition of initial licensure or license renewal.

COMMENTS REGARDING POLITICAL ADVERTISEMENT

COMMENTS: The Board of Nursing received 3 comments expressing concern that the Board of Nursing used funds to run a political advertisement.

RESPONSE: The Board of Nursing did not run a political advertisement. The advertisement was run by the Missouri Nurses Association. Board of Nursing funds are not used for political purposes.

COMMENTS REGARDING POSSIBILITY OF FEE DECREASING LATER

COMMENTS: The Board of Nursing received 6 comments requesting that the fees go down when the fund balance is in better shape.

RESPONSE: Section 335.036.2., RSMo, states, “The Board shall set the amount of the fees which sections 335.011 to 335.096 authorizes and requires by rules promulgated pursuant to section 536.021, RSMo. The fees shall be set at a level to produce revenue which shall not substantially exceed the cost and expense of administering section 335.011 to 335.096.” The renewal fee was increased to cover operating costs. The Board is committed to only charging those fees necessary to ensure it is able to administer section 335.011 to 335.096, RSMo. In addition, the Board is prohibited from maintaining a fund balance in excess of three times its appropriation. If appropriate to decrease fees, the Board will follow through to make sure that is done. In fact, the Board decreased fees in 1985.

COMMENT REGARDING FEES CHARGED BY OTHER BOARDS

COMMENT: One comment was received requesting the renewal fees charged by some of the other professions in the Division of Professional Registration.

RESPONSE: Pharmacist - 2 year renewal \$160; Pharmacist Ds - annual \$200; Veterinarian - annual \$100; Dentist - annual \$100; Podiatrist - 2 year renewal \$280; Licensed Social Worker - 2 year renewal \$100; Psychologist Masters - annual \$150; and Psychologist PhD - annual \$150.

COMMENTS REGARDING EDUCATIONAL PROGRAMS

COMMENTS: Five comments were received requesting information on educational programs provided by the Board of Nursing.

RESPONSE: The Board of Nursing regulates nursing

programs that lead to an initial nursing license. The Board does not regulate continuing education courses.

COMMENTS REGARDING PRO-RATING FEES

COMMENT: Three comments were received requesting that the Board provide an option for nurses to renew either on a one-year or two-year basis.

RESPONSE: Pursuant to Section 335.056, RSMo and rule, 4 CSR 200-4.010 (1)(J)3., the Board can only provide for biennial license renewal.

COMMENT REGARDING RECRUITMENT FROM THE PHILIPPINES:

COMMENT: One comment was received indicating that the Board of Nursing should not allow employers to recruit nurses from the Philippines.

RESPONSE: The Board of Nursing does not have statutory authority to prohibit employers from recruiting nurses from other countries. However, each nurse must meet the same licensure requirements.

COMMENT REGARDING NUMBER OF BOARD MEMBERS

COMMENT: One comment was received suggesting that the number of members on the Board of Nursing be decreased.

RESPONSE: The number of members on the Board of Nursing is mandated by Section 335.021, RSMo.

COMMENTS REGARDING INCREASE IN OTHER FEES

COMMENTS: Two comments were received regarding increasing fees for other services. One suggestion was to charge a fee to allow a person to place a license on inactive status. The other suggestion was to increase the fee to apply for an initial license in Missouri.

RESPONSE: The Missouri State Board of Nursing does not currently have the authority to charge a fee to place a license on inactive status. However, the proposed fee amendment does increase other fees accessed by the Board including the cost to apply for a license by exam and endorsement.

COMMENTS REGARDING HOW MUCH THE BOARD OF NURSING CHARGES IN RELATION TO OTHER STATE BOARDS OF NURSING

COMMENTS: Three comments were received requesting information on how the Missouri State Board of Nursing’s renewal fee varies from other state boards of nursing.

RESPONSE:

- Arkansas, \$40 (2-year renewal)
- Illinois, \$40 (2-year renewal)
- Nebraska, \$40 plus \$2 licensee assistance program (2-year renewal)
- Kansas, \$50 (2-year renewal)
- Tennessee, \$50 (2-year renewal)
- Oklahoma, \$60 (2-year renewal)
- California, \$80 (2-year renewal)
- Iowa, \$81 (3-year renewal)
- Colorado, \$83 (2-year renewal)
- Missouri, \$90 plus \$10 student loan fee (2-year renewal)
- Kentucky, \$95 plus \$5 for scholarship and \$5 for diversion program (2-year renewal)
- Nevada, \$100 (2-year renewal)
- Alaska, \$105 (2-year renewal)
- Hawaii, \$120 (2-year renewal)

COMMENTS RECEIVED REGARDING BOARD SERVICES

COMMENTS: Three comments were received asking for clarification on what services the Board of Nursing provides.

RESPONSE: The State Board of Nursing assures that standards of practice are met and that persons engaged in the practice of nursing are competent. The Board approves individuals for licensure, approves educational programs for nurses, investigates complaints concerning licensees’ compliance with the law, and determines and administers disciplinary actions in the event of proven violations of the Nurse Practice Act.

COMMENT REGARDING PEER ASSISTANCE PROGRAM

COMMENT: One comment was received that the Board of Nursing should increase services and provide a peer assistance program for nurses.

RESPONSE: The Board does not have statutory authority to provide a peer assistance program. The Board has pursued legislation for a peer review program in the past but has been unsuccessful.

COMMENTS FROM THE MISSOURI NURSES ASSOCIATION:

One letter commenting on the rule was received from the Missouri Nurses Association (MONA). MONA believes the fee increases are excessive and unnec-

FEE INCREASE COMMENTS cont. on pg. 6

FEE INCREASE COMMENTS cont. from pg. 5

essary and places the financial burden of past mistakes of the Board, the Division of Professional Registration and the Department of Economic Development upon the shoulders of licensees.

COMMENT: MONA commented on the fact that the Board of Nursing had filed two fee rule increases; one for an increase that was effective November 30, 2000 and another that was effective January 1, 2001.

REPONSE: The Board did, in fact, file a fee rule that was effective November 30, 2000 that increased the RN renewal fee to \$60 and the LPN renewal fee to \$52. After filing that rule, it was determined that the estimated transfers from the Division of Professional Registration and the Board’s current fund balance were not accurate. The Board did not enforce the November 30, 2000 rule and worked with the Division of Professional Registration to obtain more accurate transfer projections. As a result, no licensee was accessed the renewal fees that were effective November 30, 2000.

COMMENT: MONA commented that the “Purpose” section of the proposed rule states: “The fee to renew a RN or LPN license has not been increased since 1993.” This is not correct, as those fees were increased one month earlier on November 30, 2000. While a seven year period with no increase may justify a fee adjustment, thirty days does not.

RESPONSE: As indicated in the preceding response, the Board did not enforce the November 30, 2000 rule due to the fact that the projections for which the fee rule increase was based on was not accurate. Therefore, no licensee was charged the \$60 renewal fee (\$10 for the student loan fund). The difference in the initial projections, which were inaccurate and the updated corrected projections are as follows.

	Expenditure Projections Underlying the November Fee Increase	Corrected Expenditure Projections
FY 2001	\$1,526,791	\$3,001,824.11
FY 2002	\$1,798,139	\$3,078,861.18
FY 2003	\$2,070,127	\$3,071,861.18

COMMENT: MONA commented that the “Purpose” statement for the rate increase effective November 30, 2000 said that the rate increase in that rule was to “maintain a safe fund balance.” If the November 30, 2000 rate increase maintained a safe fund balance, what is the need for a second and even larger increase one month later? According to projections, this fee increase should result in a fund balance at the end of the fiscal year of \$3,549,776. Such a large fund balance is not necessary and is not appropriate.

RESPONSE: As indicated in the previous response, the projections for the November 30, 2000 fee rule increase were not correct because the estimated expenses were not correct. For that rule, total expenditures for FY 2001 were projected at \$1,526,791. The following shows the ending fund balance if only the November fee increase was implemented.

Fiscal Year	Ending Balance based on the November fee increase
2001	\$800,787.18
2002	-(\$877,808.99)
2003	-(\$212,655.17)
2004	-(\$1,997,270.48)
2005	-(\$1,746,101.54)

COMMENT: MONA commented that both the January 1, 2001 emergency rule and the proposed rule refer to the “dramatic shortfall of \$1.9 million in the nursing fund.” The emergency statement goes on to acknowledge that “without the immediate fee increase” the Board could still meet its financial obligations in SFY 2001. On September 6, 2000 the Board’s executive director sought an additional \$1.9 million in funding for the remainder of this fiscal year and represented that the Board would receive \$3,421,900 in RN renewal fees “this year” from which it could repay the loan. Thus, the “dramatic shortfall of \$1.9 million” is not the cause for this second fee increase in less than a month. According to the emergency statement the real problem is a projected shortfall in SFY 2002. Based on the fact that the Board itself has questioned the charges it pays to the division and the department and

has requested a state audit... it should wait until the audit is released to see if there are other ways to address the 2002 shortfall without placing the entire burden on licensees.

RESPONSE: If the Board did not file an emergency amendment to increase the renewal fees, the Board would have to continue to borrow money and repay the loan with interest, which would continue to increase costs. The chart below shows the total projected expenditures by fiscal year, the ending fund balance with only the emergency rule in place, and the ending fund balance with no fee increase other than the November 30, 2000 rule that was never enforced. The majority of fees are received toward the end of the fiscal year. A fiscal year for the state is July 1 to June 30. During a RN renewal year, fees are received February through April. During a LPN renewal year, fees are received March through May. In order to operate without a budget deficit, the Board of Nursing needs to have at least the amount projected for the total expenditures for the entire fiscal year, at the beginning of the fiscal year.

Fiscal Year	Projected Total Expenditures	Ending Balance with Only the Emergency Fee Rule in Place	Ending Balance based on the November Fee Increase
2001	\$3,001,824.11	\$3,568,507.18	\$800,787.18
2002	\$3,078,861.18	\$1,874,911.01	-(\$877,808.99)
2003	\$3,071,861.18	\$2,530,064.83	-(\$212,655.17)
2004	\$3,177,380.30	\$737,949.52	-(\$1,997,270.48)
2005	\$3,300,946.06	\$986,618.46	-(\$1,746,101.54)

COMMENT: MONA commented between SFY 2000 and SFY 2001, total expenditures of the Board increased from \$2,405,601 to \$3,226,474 or an \$820,873 increase. This is a 34% increase in one year, almost all of which is in three categories: \$321,148 is in “Expense and Equipment” (a 44% increase in that category); \$151,200 in a new budget item “Extra PR Appropriation;” \$58,497 increase (120% increase) in “Optical Imaging;” and a \$62,989 (35%) increase in fringe benefits. The Board, the division and the department need to address the expense side of the budget rather than increasing licensing fees by 117% and 137% in one year to balance out-of-control spending.

RESPONSE: Part of the reason for the increase in operating costs is the fact that the Board of Nursing, as well as other boards within the Division of Professional

FEE INCREASE COMMENTS cont. on pg. 7

FEE INCREASE COMMENTS cont. from pg. 6

Registration, converted from a non-Y2K-compliant licensing system to a new licensing system. Another factor is that the number of investigations has continued to increase each year, which increases costs. \$250,000 of the increase in the “Expense and Equipment” category was for an increase in the appropriations allowing the Board to conduct more investigations per year. Over the past four years, the number of complaints requiring investigation increased 17% per year. The increase in the number of complaints created a backlog of cases to be investigated. Another item that increased the “Expense and Equipment” category was a pass-through account in order to conduct FBI fingerprint checks. The FBI charges \$22 for each fingerprint check. Each applicant is required to pay this additional \$22 for the background check to the Board who then, upon receipt of a bill, pays them for the checks conducted. As a result, a pass-through account had to be set up to collect the fees and then pay the bill for the background checks. One more factor is that the current formula used to determine the Board’s portion of cost of the division and department averages 30% based on the 3-year licensure numbers. The Board of Nursing is assessed 30% of the costs charged by the division and department. The Board of Nursing has been operating below full staffing for quite some time. The category of “Fringe Benefits” is calculated at full-staffing so that when the Board of Nursing is at full staff, it will have money to pay the fringe benefits. The “Extra PR Appropriation” is based on a new cost allocation method used by the department to charge for direct services provided and a proportionate share of administrative and support services.

COMMENT: MONA commented that budget projections prepared by the Board show that no increase now but a \$30 increase in 2002 (total \$80 fee for RN renewals), the Board would have positive fund balances through 2005 except for a \$270,007 shortfall in 2002, which is quickly resolved in 2003. Even the 2002 shortfall is doubtful because it is based on a current fee of \$50 for RN renewals when the current rate, because of the November 30, 2000 increase, is actually \$60. This \$10 difference adds \$680,000 to the budget in 2001 and would wipe out the projected 2002 deficit.

REPONSE: The November 30, 2000 fee rule increase represented a RN renewal fee of \$60. The Board of Nursing only receives \$50 of this fee. \$10 of each RN renewal fee and \$2 of the each LPN renewal fee is for the nursing student loan fund, administered by the Missouri Department of Health. The additional \$10 RN fee and \$2 LPN fee is collected by Section 315.221, RSMo. RNs renew in every two-years in odd-numbered years and LPNs renew every two-years in even-numbered years. Since there are more RNs than LPNs, the Board receives

more revenue in odd-numbered years than in even-numbered years. The RN renewal cycle is February to April. The LPN renewal cycle is March to May. When determining revenue and expenses, the Board has to plan to have enough reserve in the fund to pay expenses until the revenue from renewal fees is received.

COMMENT: MONA stated it is not assigning blame or responsibility for the “budget shortfall” on any of the three identified parties. However, correspondence exchanged between them and the State Auditor clearly shows that somebody failed to control expenses and, rather than do so, the decision has been made to raise revenue from licensees. Between SYF 1998 and SFY 2001, expenses have risen almost 50%. The Board, division and department should address this dramatic increase in expenses before they increase fees, especially where, as here, the amount being raised is well in excess of current need and will likely result in additional spending.

RESPONSE: The Board of Nursing and Division of Professional Registration are working on a number of projects to control spending. The Board requested a formal audit from the state auditor’s office. **The audit is currently being conducted. The audit has not been completed, therefore, no findings have been shared with the Board.** Once complete, the Board is optimistic that the audit findings will assist them in better planning for the future. The Board of Nursing and Division of Professional Registration are currently re-evaluating how division and department administrative costs are allocated to boards under the Division of Professional Registration.

POSTIVE COMMENTS REGARDING BOARD SERVICES

COMMENT: Four letters and 15 telephone calls were received in support of the proposed amendment. One nurse thanked the Board for making the renewal process so easy and for not mandating that nurses obtain continuing education units. The nurse indicated that the increase in the renewal fee is of no significance compared to the practicalness of the license renewal process and is also cheaper than the \$400 a year the nurse had to pay in the past to keep up continuing education. Another nurse commented that the Missouri State Board of Nursing far exceeds other boards in availability and assistance. One nurse commented that she was only happy to send the renewal fee and suggested that we add a checkbox on the renewal form where nurses could pay more money, if they so desired. A nursing service agency, representing 325 nurses commented that they find the \$50 a year fee very miniscule and that it translates to about \$.14 per day over the course of a year. The staff at the Board of Nursing has always been responsive and happy to assist in any way possible.

RESPONSE: The Board of Nursing does strive to provide excellence customer service. We appreciate the positive comments received.

JOINT COMMITTEE ON ADMINISTRATIVE

RULES

COMMENT: The Joint Committee on Administrative Rules held a hearing to discuss the Board’s budget shortfall. The Committee ruled to allow the rule to continue if the Board would agree to lower the RN Renewal Fee to \$80 (\$70 for the RN renewal fee and \$10 for the nursing student loan fund) and the LPN Renewal Fee to \$72 (\$70 for the LPN renewal fee and \$2 for the nursing student loan fund) beginning Fiscal Year 2003.

RESPONSE AND EXPLANATION OF CHANGE: The Board agreed that based on the current projections the amended amounts would be acceptable to allow them to maintain an adequate fund balance. The projections can change if costs increase (i.e. investigations) and the number of licensees decreases at a rate higher than that projected. The Board will continually monitor expenditures and revenues to ensure that the fees are set a level sufficient to cover the cost of operation.

Services Performed by the Missouri State Board of Nursing

In addition to processing applications and providing investigations, the Board of Nursing, over the last 8 years, has continued to make improvements and add additional new services as listed below.

- Options on dates for a nurse to take the licensure exam were increased from 2 times per year to every business day and some weekends, depending on volume.
- Method of licensure exam testing was changed from a paper-and-pencil exam to a computer adaptive exam - a more user-friendly test environment for candidates and cost-savings to candidates.
- Exam locations were changed from 1 to 5 locations throughout the State of Missouri.
- Receipt of licensure exam results changed from 8 weeks to 2 weeks - allowing nurses to enter the workforce sooner.
- Board Newsletter mailed 4 times per year to each licensed nurse at no additional cost to the Board by using a publishing company.
- Time frame to issue authorization for a nurse to work was improved from 4 weeks to 1-2 weeks.
- Statistics on nurse population is now available within hours rather than weeks as a result of the new licensing system.
- Automatic reporting to the Healthcare Integrity and Protection Data Bank (HIPDB). The purpose of the HIPDB is to combat fraud and abuse in health care insurance and health care delivery.
- Participation in a national database to allow verification of nurses between state boards of nursing electronically - shortening the time frame from 4 weeks to days. This is a data warehouse of unduplicated nurse license and disciplinary action information, which may be used by a Member Board to make licensing decisions.
- Board of Nursing and Division of Professional Registration web site. Features: verify a license online, download complete profession listings, download applications and forms, find answers to commonly asked questions, links to other resources, email ques-

tions to the Board, obtain list of schools and IV-therapy programs, obtain the Nursing Practice Act, rules and regulations, obtain practice information and obtain information about the Board and staff.

- Implementation of a procedure to accept applications via fax in order to expedite authorization to practice nursing.
- Changes made to rules to integrate IV-therapy curriculum into practical nursing curriculum - increases the marketability of a new graduate practical nurse.
- Availability of professional staff to address incoming questions.
- Availability of professional staff to provide onsite learning experiences for schools of nursing and various health care facilities.
- Development of a computerized complaint log to facilitate gathering and tracking licensee and complainant information.
- Average time to investigate a case improved from 315 calendar days (based on a 3 year study) to 79 calendar days (based on current fiscal year).
- Development of a cost-effective regional assignment of cases and investigators.
- Preservations of personal telephone and walk-in services as opposed to automated services.
- Close monitoring of licensees by Discipline Coordinator hired in 1992. As of March 9, 2001, 255 disciplined licensees.
- Development and maintenance of advanced practice nurse recognition processes. As of March 2, 2001 there are 3,813 total recognitions.
- Availability of Assistant Director for Discipline and Practice, hired in 1992, who responds to public inquiries regarding healthcare and nursing.
- Currently participating in the National Council of State Boards of Nursing's Commitment to Public Protection through Excellence in Nursing Regulation Project. This is the establishment of a performance measurement system that incorporates data collection from internal and external sources and the use of benchmarking strategies and identification of best practices.

Promotions!

Several staff members have recently received promotions. They include:

Linda Strobel - promoted to Executive I. Linda will be working in the Financial/Personnel area.

Kathy Tucker - promoted to Licensing Technician II. Kathy will be working as primary supervisor to the Licensure Technicians I.

Lynn Nichols - promoted to Licensing Technician II. Lynn will be assisting Lori Scheidt, Director of Licensure/Information Services.

ATTENTION EMPLOYERS: On-Line Licensee Search Now Available on the Web!

You can now verify nursing licenses on-line at www.ecodev.state.mo.us/pr. Click on LICENSEE SEARCH. You can search by name or license number. The search results will display the licensee's name, address, license number, original license issue date and license expiration date.

This site is updated every weekend.

Note: Future enhancements (including discipline status) may be added in the future. If you have any questions or concerns during your search please contact the Board at 573-751-0681.



Wilson



Hamilton

New Staff Members

Two new additions to the staff of the Board of Nursing are Crystal Wilson, Licensing Tech 1 and Becki Hamilton, Clerk IV. Crystal joined us in late September 2000 from the Division of Professional Registration Administration. Crystal is part of our busy Licensure section responsible for issuing/renewing licenses and maintaining a computerized licensing database. Becki joined us in late March 2001 as the administrative assistant for the Executive Director, Dr. Calvin Thomas. Becki will be assisting Dr. Thomas with day to day activities, various reports, Board meetings, and other special projects.

SCHEDULE OF BOARD MEETING DATES THROUGH 2002

- March 14-15, 2001
- June 6-7, 2001
- September 6-7, 2001
- December 5-6, 2001
- March 6-7, 2002
- June 5-6, 2002
- September 4-5, 2002
- December 4-5, 2002

All meetings will be held at the Harry S Truman State Office Building, 301 West High Street in Jefferson City, Missouri.

If you are planning on attending any of the meetings listed above, notification of special needs should be forwarded to the Missouri State Board of Nursing, PO Box 656, Jefferson City, MO 65102 or by calling 573-751-0681 to ensure available accommodations. The text telephone for the hearing impaired is 800-735-2966.

Dates, times and locations are subject to change. Please contact the Board office for current information.

Discipline Corner

Liz Cardwell M.Ed., R.N.
Discipline Coordinator

Missouri State Board of Nursing Disciplinary Committee Membership:
Charlotte York LPN, Chair
Cordelia Esry, Ph.D., RN
Pat Porterfield, MSN, RN
Janet Davis, RN
Ian Davis, LPN

Our office frequently receives questions from nurses and nurse employers inquiring as to what conduct may result in a violation of the Nursing Practice Act, Chapter 335, RSMo. As you know, the Nursing Practice Act sets forth various grounds for discipline, which are delineated in fifteen separate subsections in section 335.066.2 of the Nursing Practice Act.

In order to better understand what conduct constitutes a violation of the Nursing Practice Act, my next three articles will breakdown the most frequently violated subsections of 335.066.2 and explore how the conduct fits into each provision. This article will address sections 335.066.2(1), (5), (12) and (14) as those subsections relate to the use of drugs and alcohol. The relevant language is as follows:



Cardwell

335.066. Denial, revocation, or suspension of license, grounds for.-

1. The board may refuse to issue any certificate of registration or authority, permit, or license required pursuant to this chapter for one of any combination of cause stated in subsection 2 of this section....

2. The board may cause a complaint to be filed with the administrative hearing commission as provided by chapter 621, RSMo, against any holder of any certificate of registration or authority, permit or license required by this chapter or any person who has failed to renew or has surrendered his certificate of registration or authority, permit or license for any one or any combination of the following causes:

(1) Use or unlawful possession of any controlled substance, as defined in chapter 195, RSMo, or alcoholic beverage to an extent that such use impairs a person’s ability to perform the work of any profession licensed or regulated by this chapter;

....

(5) Incompetency, misconduct, gross negligence, fraud, misrepresentation or dishonesty in the performance of the functions or duties of any profession licensed or regulated by this chapter.

....

(12) Violation of any professional trust or confidence;

....

(14) Violation of the drug laws or rules and regulations of this state, any other state or the federal government.

As you can see, subsection (1) consists of three types of prohibited conduct that includes: (a) use of a controlled substance to the extent that such use impairs a licensee’s ability to safely and competently practice as a nurse; (b) use of alcohol to the extent that such use impairs a licensee’s ability to safely and competently practice as a nurse; and (c) unlawful possession of a controlled substance. Below I have listed examples of conduct that would likely fall within the aforementioned categories:

- Reporting to work after consuming your prescription medication that impairs your ability to perform your nursing duties.
- Consuming alcohol prior to or while on duty resulting in your ability to perform your nursing duties being impaired.
- Misappropriating medication from your employer or patient.
- Reporting to work after consuming a controlled substance for which you do not have a valid prescription (i.e., a friend’s prescription medication) that impairs your ability to perform your nursing duties.
- Possessing a controlled substance without a valid prescription.
- Consuming or possessing illegal street drugs such as marijuana or cocaine.

When a licensee violates subsection (1), the licensee’s conduct is also usually in violation of subsections (5), (12) and/or (14). To begin with, reporting to work in an impaired condition or misappropriating controlled substances is generally considered incompetency and may reach the level of misconduct or gross negligence depending on the seriousness of the conduct. In addition, being impaired while on duty is considered a violation of professional trust and confidence because licensees are expected by their employers, colleagues and patients to be safe and competent practitioners. Finally, any time a licensee unlawfully possesses a controlled substance, which also includes street drugs, without a valid prescription, the licensee’s conduct is in violation of the drug laws that are set forth in Chapter 195, RSMo.

I hope this review begins to give you a better understanding of how the provisions of 335.066 fit together and how the Board evaluates a licensee’s conduct to determine if cause for discipline exists. In the next article I will examine in greater detail subsections (5) and (12) and also review subsections(6), (10), and (15) in order to clarify how those provisions relate to nursing conduct.

Education Corner

Calvina Thomas, PhD, RN
Executive Director

Missouri State Board of Nursing Education Committee Members

- Patricia Porterfield, RN, MSN; Chair
- Janet Anderson, RN
- Arthur Bante, RN, BSA, CRNA
- Cordelia Esry, PhD, RN
- Charlotte York, LPN

• Revised Minimum Standards

Minimum standards are the state rules that define requirements for initial and continued accreditation by the Missouri State Board of Nursing. Because nursing is dynamic and rapidly evolving, the Board convenes a task force, every five-years or more frequently if necessary, to review the minimum standards for nursing programs. The task force includes members of the Board’s Education Committee



Thomas

and diverse representation from nursing education and service. We are in the process of changing the rules to reflect what the statutes indicate. The word “accreditation” will be changed to “approval” in the Minimum Standards. This is only a language change and not a rule change. The revised minimum standards will become effective May 30, 2001.

• Blood Draws by GPNs:

At their December 2000 Board meeting, the members of the Missouri State Board of Nursing reviewed the request from Practical Nursing Programs for the Board’s

opinion on whether students in Practical Nurse Programs in Missouri may be taught to perform blood draws pursuant to physician order so that this skill may be performed as part of their authorized GPN scope of practice {335.016 (9), RSMo} upon graduation.

Based on the Board’s review of and discussion regarding the submitted request, the decision of the Board is that students in LPN programs in Missouri may be taught to perform blood draws pursuant to physician order so that this skill may be performed as part of their authorized GPN scope of practice [335.016 (9), RSMo] upon graduation.

• Deaconess College of Nursing

At the March 14-15, 2001 Board meeting the members of the Missouri State Board of Nursing approved Deaconess College of Nursing, St. Louis, to implement an internet one plus one program leading to a Licensed Practical Nurse certificate with an additional two semesters of study leading to the Associate of Science in Nursing (ASN) degree. Students, at the time of entry to the college, would have the option of declaring the LPN certificate program or the ASN degree program as their terminal goal. North Central Association will review the program



Licensure Corner

Lori Scheidt, BS,
Licensing Supervisor

Missouri State Board of Nursing Licensure Committee Members:
Ian Davis, LPN, Chair
Arthur Bante, BSA, RN, CRNA
Paul Lineberry, PhD
Patricia Versluis, RN
Robin Vogt, MSN, RN, FNP-C
Charlotte York, LPN

**ATTENTION RNs
HAVE YOU RENEWED
YOUR LICENSE?**

By now you should have renewed your nursing license which expired on April 30, 2001. Renewed licenses are valid through April 30, 2003.

If you have not renewed your license, it is now considered lapsed and you cannot practice nursing in the State of Missouri. You should immediately contact the Board of Nursing for renewal instructions. Our office is staffed Monday through Friday from 8:00 AM to 5:00 PM, excluding state holidays. You may also reach our office



Scheidt

- by:
- Fax at (573) 751-6745 or (573) 751-0075
 - Phone at (573) 751-0681
 - e-mail at nursing@mail.state.mo.us

**NEW INFORMATION ABOUT VERIFYING
LICENSES**

You can now verify licenses online at www.ecodev.state.mo.us/pr. Click on LICENSEE SEARCH. You can search by name or license number. The search results will display the licensee's name, address, license number, original license issue date and license expiration date.

If you have a list of nurse licenses that you would like verified, you can send the list to our office electronically. We will match the list with our database and send the results back to you electronically. Your list needs to be an Excel document or a text file (tab or comma delimited). It should contain the nurse's name and license number. E-mail the list to nursing@mail.state.mo.us.

The name, address and licensure status of all currently licensed nurses is public information. If you have any questions, please call the Board office or use the web to verify credentials before hiring. Our office is staffed Monday through Friday from 8:00 AM to 5:00 PM, excluding state holidays. You may also reach our office by:

- Fax at (573) 751-6745 or (573) 751-0075
- Phone at (573) 751-0681
- e-mail at nursing@mail.state.mo.us
- Online Licensee Search at www.ecodev.state.mo.us/pr

RN Renewals

Approximately 5,600 renewal notices were returned to the Board office based on non-current addresses. Board staff have re-mailed 5,512 renewal notices. Licenses can be verified by calling the Licensure Section at (573) 751-0681 or faxing the request to (573) 751-6745.

Missouri Chosen for NCLEX® Alpha Test

The Missouri State Board of Nursing has been chosen to participate in the NCLEX® Alpha Test. Beginning December 3, 2001 and lasting through January 15, 2002, the National Council of State Boards of Nursing, Inc. and NCS Pearson, in coordination with member board staff, will conduct a 'stress test' to ensure the integrity of the computer networks, applications and operational processes that are being developed for the transition of the NCLEX® examination program.

The Missouri State Board of Nursing is honored to participate in this project. Our input will help shape the future of the NCLEX® examination.

INFORMATION ABOUT PUBLISHING COMPANIES

You may have received an advertisement from one of several publishing companies that provide books, study aids and services to assist you in obtaining a nursing degree from the University of the State of New York, Regents College. The Missouri State Board of Nursing recognizes the University of the State of New York, Regents College as an accredited nursing program. Graduates from the University of the State of New York, Regents College may apply for a Missouri nursing license. However, the Missouri State Board of Nursing does not recognize, accredit or approve educational publishing companies such as programs offered by Chancellors Learning Systems, Inc., RUE Publishing Company and the Moore Publishing Company. In accordance with the Nursing Practice Act, the Board of Nursing only accredits those programs that lead to a degree, diploma or certificate in nursing. Since these companies are educational publishers and not degree granting institutions, the programs

***LICENSURE CORNER** cont. on pg. 13*

LICENSURE CORNER cont. from pg. 12

offered by Chancellors Learning Systems, Inc., RUE Publishing Company and the Moore Publishing Company do not qualify a person to apply to take the licensure exam.

The University of the State of New York’s Regents College may be contacted directly for information regarding written and clinical examinations, study guides, text-book services, workshops and study groups. Such information may be important in helping determine the value to you of services provided by such publishing companies as those listed above. You may contact The University of the State of New York, Regents College by telephone at (518) 464-8500 or by mail at 7 Columbia Circle, Albany, NY 12203-5159.

VERIFICATION OF A LICENSE

In order to verify licensure, ask to see an original current Missouri license or temporary permit before the employee reports to orientation. A temporary permit will have a raised Board seal. A license will have the expiration date, profession and license number. The license number could be the profession code (RN or PN) followed by a 6-digit number or a 10-digit number, which consists of the year of license followed by a 6-digit number. Example of a 6-digit license number is RN060619. An example for the 10-digit license number is 2000134178. When requesting verification from our office, you must provide the complete license number, which includes the year of license.

The name, address and licensure status of all currently licensed nurses is public information. If you have any questions, please call the Board office to verify credentials before hiring. Our office is staffed Monday through Friday from 8:00 AM to 5:00 PM, excluding state holidays. You may also reach our office by:

- Fax at (573) 751-6745 or (573) 751-0075
- Phone at (573) 751-0681
- e-mail at nursing@mail.state.mo.us

Graduate Nurse Practice

The Rule

State Regulation 4 CSR 200-4.020 (3) reads: “A graduate of a nursing program may practice as a graduate nurse until s/he has received the results of the first licensure examination taken by the nurse or until ninety (90) days after graduation, whichever first occurs.”

Missouri does not issue a graduate temporary permit, however, if the individual qualifies s/he may practice as a graduate nurse under 4 CSR 200-4.020 (3).

The graduate must cease practice as soon as s/he fails the exam or 90 days after graduation, whichever is first.

We recommend that you have the graduate sign an Authorization to Release Confidential Information form so we may provide you with periodic updates on the person’s exam and licensure information. A sample authori-

zation form is included with this article.

After the Examination

Graduates applying for an original license by exam in Missouri will be licensed automatically upon receipt of passing results provided all other licensure requirements are met. When results are received, the successful candidate will be sent the results and a “pass” letter authorizing the person to practice until the license is received.

There is a thirty (30)-day grace period for graduates who have successfully passed the first available licensing examination in another state following graduation to obtain a temporary permit or license in Missouri after the graduate has received his/her results. Graduates applying for endorsement to Missouri should begin the Missouri licensure process immediately following graduation. As soon as the graduate receives passing results, the graduate should forward a copy of the results to our office so we can issue a temporary permit. A temporary permit cannot be issued until another state has issued the applicant the authority to practice in that state.

About Orientation

Orientation is considered to be employment. Any nurse in orientation must have either a valid Missouri temporary permit or current Missouri license. The only exception to this policy is if the nurse is practicing under an exemption as listed in Chapter 335.081 of the Missouri Nursing Practice Act or under State Regulation 4 CSR 200-4.020 (3).

Proper Supervision

According to 4 CSR 200-5.010 (1), proper supervision is defined as, “the general overseeing and the authorizing to direct in any given situation. This includes orientation, initial and ongoing direction, procedural guidance and periodic inspection and evaluation.”

AUTHORIZATION TO RELEASE CONFIDENTIAL INFORMATION

(Print Legibly in Black Ink)

I, _____, hereby authorize the MISSOURI STATE BOARD OF NURSING to release any and all information regarding my licensure and exam application status as a Licensed Practical Nurse/Registered Professional Nurse to my employer, _____, and/or their representatives.

This release authorizes the Missouri State Board of Nursing to release the following information: my name, address, nursing school name, graduation date, eligibility status, test appointment date, date exam was taken, whether or not I took the exam and my exam results.

A copy of this authorization will be considered as effective and valid as the original.

Date

Applicant’s Signature

Applicant’s Printed Name

Applicant’s Social Security Number

Fax to the Missouri State Board of Nursing at (573) 751-6745

Practice Corner

Most of the content in this section is developed by Rita Tadych, PhD, RN, Assistant Director for Discipline and Practice. Please be advised that her content is not intended to represent the legal opinions or views of the Board. Content included in this section that was developed by the Missouri State Board of Nursing is identified as that of the Board.

MISSOURI STATE BOARD OF NURSING
PRACTICE COMMITTEE MEMBERSHIP

Cordelia Esry, PhD, RN, Chair
Arthur Bante, RN, CRNA
Ian Davis, LPN
Paul Lineberry, PhD
Patricia Versluis, RN
Robin Vogt, MSN, RN, FNP-C

For assistance now and in the future with negotiating the State of Missouri environment of statutes (RSMo); current and proposed rules (CSR); Missouri State Board of Nursing (MSBN) website; other licensees’ web pages and laws (PR); other government entities (Missouri State Government); legislation (Missouri State Government); and so forth, use the following document, “Ready Web References”.



Rita Tadych, PhD, RN

READY WEB REFERENCES

Please keep this list of resources handy. One or more of them can easily assist you in your search for State-related information.

- **REVISED STATUTES OF MISSOURI (RSMo)**
<http://www.moga.state.mo.us/STATUTES/STATUTES.HTM>
PROVIDES ACCESS TO CURRENT STATUTORY LAWS
- **CODE OF STATE REGULATIONS (CSR)**
<http://mosl.sos.state.mo.us>
PROVIDES ACCESS TO CURRENT AND PROPOSED RULES
- **MISSOURI STATE GOVERNMENT**

<http://www.state.mo.us>
PROVIDES ACCESS TO EXECUTIVE, LEGISLATIVE, JUDICIAL, AND STATE DEPARTMENT INFORMATION

- **OFFICE OF THE MISSOURI STATE GOVERNOR**
<http://www.gov.state.mo.us>
PROVIDES GUBERNATORIAL INFORMATION AND PERTINENT LINKS

- **PROFESSIONAL REGISTRATION (PR)**
<http://www.ecodev.state.mo.us/pr>
PROVIDES ACCESS TO ALL REGULATED PROFESSIONS IN DIVISION OF PROFESSIONAL REGISTRATION AND INCLUDES DOWNLOADABLE DIRECTORIES - e.g., RN, LPN, APN

- **MISSOURI STATE BOARD OF NURSING (MSBN)**
<http://www.ecodev.state.mo.us/pr/nursing>
INCLUDES “FOCUS ON PRACTICE” BUTTON AND “ADVANCED PRACTICE” BUTTON”, ALONG WITH NURSE PRACTICE ACT AND OTHER PERTINENT INFORMATION

- **NATIONAL COUNCIL OF STATE BOARDS OF NURSING (NCSBN)**
<http://www.ncsbn.org>
PROVIDES INFORMATION ON OTHER STATE BOARDS OF NURSING AND HAS PERTINENT INFORMATION ON TOPICS IMPORTANT TO NURSING AND NURSING PRACTICE

For example, using the Ready Web References, you may want to consider the following statutes and rules:

- Go to ‘Focus on Practice’ button for clarification of registered professional nurse and licensed practical nurse authorities:
- Registered professional nurses have statutory authorities for practice specified in 335.016 (10)(a) through (e), RSMo. Included in 335.016 (10)(e), RSMo, for example, is the authority to teach, delegate, and supervise others in the performance of “any of the foregoing” (a) through (d) provisions. Registered professional nurses remain accountable and responsible for their teaching, delegation, and supervision decisions. Others (e.g., licensed practical nurses; unlicensed assistive personnel) who perform nursing care or nursing care tasks delegated by registered professional nurses also remain accountable and responsible for their actions or inactions. You may want to review the unlicensed assistive personnel information at the ‘Focus on Practice’ button, particularly the Board’s position statement regarding their utilization. Unlicensed assistive personnel cannot perform nursing care tasks independently.

- Licensed practical nurses, pursuant to the statute, 335.016 (9), RSMo (NOTE: This statutory, legal definition changed in 1999), are authorized to perform all nursing care under the direction of a supervising registered professional nurse or supervising “person licensed by a state regulatory board to prescribe medications and treatments” (e.g., physician). Licensed practical nurses cannot perform nursing care independently. It is important for licensed practical nurses to know which registered professional nurse or “person licensed by a state regulatory board to prescribe medications and treatments” is functioning as their delegator and supervisor. Sometimes written supervisory agreements are used to document the supervisory relationship. It is also important for licensed practical nurses to stay communicatively connected to their supervising registered professional nurse or “person licensed by a state regulatory board to prescribe medications and treatments” for purposes of ongoing problem-solving and decision-making in the best interests of a patients’ health, welfare, and safety or to secure coverage for care outside the authority of their license.
- Other important considerations that may influence health care provider practice include, but are not limited to:
 - Federal laws applicable to the employing entity and the practice activities of licensees.
 - The licensing rules/regulations applicable to the employing entity, if the entity is required to have a license in Missouri. For example, hospital regulations may be found in the Code of State Regulations at 19 CSR 30-20.021 Organization and Management for Hospitals.
 - The entity’s accreditation body standards. For example, the accreditation body for hospitals is the Joint Commission on Accreditation of Healthcare Organizations (JCAHO)(www.jcaho.org).
 - The written policies and procedures of the employing entity, with the assumption that they are supportable by law and current, reputable literature. If there are no written policies on a matter, pursuit of such might very well be warranted. In regard to existing policies and procedures, any subsequent changes in practice that are equally defensible should be reflected in policy/procedure revisions.

Since licensed nurses’ practice may be influenced or directed by statutes and rules/regulations other than those in Chapter 335 or 4 CSR 200, I have included, below, other laws which may pertain to your current practice activities and thereby warrant your review:

PRACTICE CORNER cont. on pg. 15

PRACTICE CORNER cont. from pg. 14

OTHER STATUTES OF INTEREST TO NURSES

To view all of the Missouri Revised Statutes, go to:
http://www.moga.state.mo.us/homestat.htm

Abortion

Chapters 188, 197, and 565

Abuse and Lose Law (Driver’s License)

Chapter 577

Acupuncture

Begins at 324.475, RSMo

Administration of Medication or Health Services in Schools

167.621, RSMo

Adult Abuse, Eighteen and over

Chapter 455

Adult Abuse Protection, age 60 and over and disabled persons

Chapters 660 and 198

Blood Tests of Pregnant Women

210.030, RSMo

Board of Pharmacy Statutes

Chapter 338

Breath, Blood, Saliva or Urine

Tests, Consent Implied

577.020 - 577-041, RSMo

577.206 - 577.208, RSMo

577.211, RSMo

Civil Immunity For Providing Information to Board of Nursing

335.066.6, RSMo

Collaborative Practice Arrangements

334.104, RSMo

Confidentiality of HIV Testing

Begins at 191.650, RSMo

Consent to Surgical or Medical Treatment, Who May Give, When

431.061, RSMo

Contracts, Legal Age For

431.055, RSMo

Controlled Substances, Administering and Dispensing of

195.070, RSMo

Controlled Substances, Who may Prescribe

195.070, RSMo

Criminal Background Checks

660.317, RSMo; see also Chapters 565, 566, and 569

Day Care Centers for Children

Chapters 210 and 313

Death, Legal Definition of

194.005, RSMo

Declarations, Life Support

459.010, RSMo

Department of Mental Health

Chapter 630

Department of Social Services (Includes Division of Aging)

Chapter 660

Disciplinary Actions for Health Care Professionals

Who Discriminate Against HIV Patients

191.699, RSMo

Disciplinary Proceedings, Statute of Limitations

620.154, RSMo

Discrimination, Definition of

213.010, RSMo

Division of Family Services

Chapter 207

Division of Medical Services

Chapter 208

DNA Sample Collection, when

650.055 RSMo

Drug, Definition of

196.010, RSMo

Drug Samples, Request, Receive, Sign for, and Dispense (APN)

334.735.3 (4), RSMo

Duty to Administer Prophylactic Eye Drops at Birth

210.070, RSMo

Duty to Counsel Pregnant Patients on Effects of Cigarettes, Alcohol, and Controlled Substances

191.725, RSMo

Duty to Report Abuse, Neglect of Convalescent, Nursing and Boarding Home Residents & Employee

Disqualification List

198.070, RSMo

Duty to Report Child Abuse, Neglect, and Under Age 18 Deaths

210.115, RSMo

Duty to Report Elder Abuse or Neglect

565.188, RSMo

Duty to Report Gunshot Wounds

578.350, RSMo and 578.353, RSMo

Duty to Test Infants for Metabolic and Genetic Diseases

191.331, RSMo

Elder Abuse

Chapter 565

Emergency Care (Good Samaritan Law)

537.037, RSMo

Emergency Services

Chapter 190

PRACTICE CORNER cont. on pg. 16

PRACTICE CORNER cont. from pg. 15

Exempted Practices and Practitioners
335.081, RSMo

Felony and Misdemeanor Classifications
557.016, RSMo; 557.021, RSMo

Fraudulent Attempt to Obtain Controlled Substance
195.204, RSMo

Generic Substitutions on Prescriptions
338.056, RSMo; see also 338.057, RSMo

Health Care Facility Requirement to Wear Identification Badges Displaying Licensure Status
197.705, RSMo

Health Services Corporations
Chapter 354

Immunization, School Pupils
167.181, RSMo

Infection Control Procedures
191.694, RSMo

Invasive Procedures Defined
191.650(9), RSMo

Mandatory Reporting by Hospitals and Ambulatory

Surgical Centers
383.130, RSMo; 383.133, RSMo

Massage Therapy
Begins at 324.240, RSMo

Medical Malpractice Statutes of Limitations
516.105, RSMo

Medical Record, Release to Patient of
191.227, RSMo

Mental Health Care Provider Requirements (Repressed Memory)
632.560, RSMo

Nursing Home Administrators
Chapter 344

Offenses Against the Person
565.002, RSMo

Peer Review Committees, Immunity
537.035, RSMo

Personal Care Assistance
178.662, RSMo

Pharmacist Filling Prescription Forwarded by Authorized Agent
338.198, RSMo

Physician and Pharmacist Not Subject to Discipline

for Cooperation with Other Licensed Health Care Professionals Practicing Within Scope of License
191.228, RSMo

Physician Assistants
Begins at 334.735, RSMo

Possession/Penalty for Possession/Control of Controlled Substance
195.202, RSMo

Prescription, Drug Order/Telephone Order, Defined
338.095, RSMo

Prescriptions, How Labeled
338.059, RSMo

Probate Code - Guardianship
475.010, RSMo

Reimbursement, Advanced Practice Nurse
376.407, RSMo

Robbery, Arson, Burglary and Related Offenses
569.010, RSMo

Schools, Discipline policies
160.261, RSMo

Schools, Self-Administered Medication (Inhaler)

PRACTICE CORNER cont. on pg. 17

PRACTICE CORNER cont. from pg. 16

167.627, RSMo
Statutes of Limitations, Disabilities - 21 years
516.030, RSMo
Tort Actions Based on Improper Health Care
538.205, RSMo
Who May Prescribe (Controlled Substances)
195.070, RSMo
Who May Witness a Will
474.330, RSMo
Workers’ Compensation Law
Chapter 287

OTHER RULES OF INTEREST TO NURSES
To view all of the Missouri Rules/Regulations, go to:
http://mosl.sos.state.mo.us/csr/csr.htm_

Advanced Practice Nurse
4 CSR 200-4.100

Collaborative Practice (language is same in both prac-
tice acts)
Nursing
4 CSR 200-4.200
Healing Arts
4 CSR 150-5.100

Department of Mental Health:
Mental Health Programs
9 CSR 30-4.010 to 4.190
Alcohol and Drug Abuse Programs
9 CSR 30-3.010 to 3.970
Licensing Rules for Different Programs or Facilities
Starts in Title 9, Division 40

Division of Aging:
Definition of Terms
13 CSR 15-11.010
In-Home Service Standards
13 CSR 15-7.021
Adult Day Care Medical Services
13 CSR 15-8.050
Resident Assessment Instrument
13 CSR 15-9.015
Evaluation and Assessment Measures for Title XIX
Recipients and Applicants in Long-Term Care
Facilities
13 CSR 15-9.030
Transfer and Discharge Procedures (Involuntary)
13 CSR 15-10.050
Resident Rights
13 CSR 15-18.010
Resident’s Funds and Property
13 CSR 15-020

Division of Aging Skilled Nursing and Intermediate
Care Facilities:
Nurse Assistant Training Program
13 CSR 15-13.010
Certified Medication Technician Training Program
13 CSR 15-13.020
Insulin Administration Training Program
13 CSR 15-13.040
Administration and Resident Care Requirements
13 CSR 15-14.042

Division of Aging Residential Care Facilities I and II:
Level I Medication Aide
13 CSR 15-13.030
Insulin Administration Training Program
13 CSR 15-13.040
Administrative, Personnel and Resident Care
Requirements
13 CSR 15-15.042

Division of Medical Services:
Hospice Services Program
13 CSR 70-50.010
Medicaid Benefits for Nurse Midwife Services
13 CSR 70-55.010
Home Health Care Services
13 CSR 70-90.010
Personal Care Program
13 CSR 70-91.010
Mental Health Residential Personal Care Program
13 CSR 70-91.020
Personal Care Assistance under Medicaid (see
178.662, RSMo)
13 CSR 70-91.030
Adult Day Health Care Program
13 CSR 70-92.010
Private Duty Nursing Care Under Healthy Children
and Youth Program
13 CSR 70-95.010

Department of Health Regulations:
Nurse Loan and Nurse Loan Repayment Programs
19 CSR 10-6.010
Vital Records (Birth, Death)
Starts in Title 19, Division 10, Chapter 10
Preventing Transmission of HIV and HBV from
Health Care
Workers to Patients
19 CSR 20-26.050; see also 19 CSR 20-26.060
Controlled Substances, Schedules of
19 CSR 30-1.002
Bureau of Narcotics and Dangerous Drugs (BNDD)
Number, Requirements for Nurses who Dispense
Controlled Drugs to Obtain
19 CSR 30-1.066

Department of Health Entity Licensing
Rules/Regulations:
Definitions Related to Hospitals
19 CSR 30-20.011
Administration of Hospital Licensing Program
19 CSR 30-20.015
Organization and Management for Hospitals
19 CSR 30-20.021
Administration Standards for Rehabilitation Hospitals
19 CSR 30-22.020
Administration Standards for Psychiatric Hospitals
19 CSR 30-24.020
Definitions and Procedures for Licensing Ambulatory
Surgical Centers
19 CSR 30-30.010
Hospice Program
Starts in Title 19, Division 30, Chapter 35
Comprehensive Emergency Medical Services Systems
Starts in Title 19, Division 30, Chapter 40
License-Exempt Child Care Facilities Health
Requirements
19 CSR 30-60.060;
Health Care Licensing Rules for Family Day Care
Homes
19 CSR 30-61.185; see also 19 CSR 30-61.125
Health Care Licensing Rules for Group Day Care
Homes and Child Day Care Centers
19 CSR 30-62.192; see also 19 CSR 30-62.122

Perinatal Substance Abuse Forms for Health Care
Providers
19 CSR 40.6.010
Generic Drug Formulary
4 CSR 220-3.011
Nonpharmacy Dispensing
4 CSR 150-5.020
Prescription Requirements
4 CSR 220-2.018
Physician Assistants
Starts at Title 4, Division 150, Chapter 7

DISCIPLINARY ACTIONS**

Disciplinary Actions

Pursuant to Section 335.066.2 RSMo, the Board "may cause a complaint to be filed with the Administrative Hearing Commission as provided by chapter 621, RSMo, against any holder of any certificate of registration or authority, permit, or license required by sections 335.011 to 335.096 or any person who has failed to renew or has surrendered his certificate of registration or authority, permit or license" for violation of Chapter 335, the Nursing Practice Act.

Please be advised that more than one licensee may have the same name. Therefore, in order to verify a licensee's identity, please check the license number.

Listed below are individuals who were issued an initial probationary license by the Board during the previous quarter with reference to the provisions of the Nursing Practice Act that were violated and a brief description of their conduct.

Initial Probationary License (Restricted)				PROBATION			
Name	License Number	Violation	Effective Date of Restricted License	Name	License Number	Violation	Effective Date of Probation
PAULA K. JOHNSON INDEPENDENCE, MO	PN 2001 005 346	Section 335.066.1 and .2 (2) (14) RSMo On 8/28/96, pled guilty to possession of a controlled substance. On 3/16/99, pled guilty to driving under the influence of alcohol.	3/7/01 to run concurrent with length of criminal probation (not to exceed 5 years).	ERIN D. FARRIOR HIGH RIDGE, MO	RN 105494	Section 335.066.2 (1) (5) (12) (14) RSMo. On 1/10/97, the licensee possessed and consumed Elavil which she had received from a friend's prescription and also possessed and consumed medication containing Amphetamine.	2/13/01 to 2/13/04
ABIGAIL E. MILLER CARTHAGE, MO	PN 053675	Section 335.066.1 and .2 (1) RSMo Allowed her license to lapse 6/1/00 and discontinued nursing practice due in part to her excessive use of alcohol. Began receiving treatment 9/12/00 and continues to participate in treatment.	3/26/01 to 3/26/03	RAYMOND BRUCE FOSTER MOUNTAIN VIEW, MO	RN 137566	Section 335.066.2 (5) (12) RSMo. In 9/97, the licensee made a medication error resulting in the patient receiving more TPA than ordered. In 11/97, the licensee administered Phenobarbital with Codeine instead of administering Phenergan with Codeine as prescribed. In 12/97 the licensee was placed on 6 months probation for medication errors by his employer . Additionally, during 12/97, the licensee was reported sleeping on the job, berating co-workers in front of patients, berating a patient and refusing the request of a co-worker to bring medication back from the pharmacy.	2/9/01 to 2/9/02 or until CEUs are completed; whichever comes first.
SANDRA ELAINE WYNN CAIRO, IL	PN 2001 004 698	Section 335.066.1 and .2 (1) (2) (14) RSMo On 7/29/88, pled guilty to cruelty to children. On 8/18/92, pled guilty to theft. On 12/7/92, found guilty of prostitution. On 7/15/93, pled guilty to theft. On 8/5/94, pled guilty to burglary. From 1991 until 1997, possessed and consumed controlled substances, including crack cocaine, periodically on an ongoing basis.	2/26/01 to 2/26/04	LINDA S. FROHOFF GROVER, MO	RN 073755	Section 335.066.2 (1) (5) (12) (14) RSMo In 1995 and early in 1996, misappropriated Demerol on more than one occasion for her personal consumption. On 9/10/97, misappropriated Demerol for her personal consumption. On 9/10/97, tested positive for the presence of Demerol.	3/10/01 to 3/10/04
CENSURED LICENSES				BARBARA A. GILMORE KANSAS CITY, MO	PN 056891	Section 335.066.2 (2) (5) (11) (12) (14) RSMo On 4/9/98, pled guilty to Assault in the First Degree, a felony. On 5/25/99, tested positive for Cocaine.	1/31/01 to 1/31/03
Name	License Number	Violation	Effective Date				
RUTH I. MOORE BUFFALO, MO	PN 039237	Section 335.066.2 (5) (12) RSMo On 7/25/99, Licensee, along with another staff member, was transferring a patient from a chair to his bed. When the patient kicked the Licensee in the course of being moved, Licensee kicked the patient on the foot.	2/13/01				
DEBRA K. RITCHIE STURGEON, MO	RN 083568	Section 335.066.2 (6) RSMo. On 9/6/96, was recognized by the Board to practice and title as an advanced practice nurse. On 9/2/98, after consulting with her collaborating physician and at his direction, wrote a prescription for Restoril for a patient. Licensee was not aware at that time that Restoril was a controlled substance.	2/2/2001				

TERESA J. GRIGGS MINERAL POINT, MO	RN 142378	Section 335.066.2 (1) (5) (12) (14) RSMo. Misappropriated Demerol and Morphine for personal consumption from March 1997 to June 1998 and Nubain for personal consumption from 11/11/98 until 12/12/98. Licensee injected herself while on duty.	1/27/01 to 1/27/06
CHADWICK B. GRIMM ST PETERS, MO	RN 149277	Section 335.066.2 (1) (2) (5) (12) (14) RSMo. From March 1999 to June 1999 misappropriated Demerol on multiple occasions for his personal consumption. Pled guilty to class C felony Possession of a Controlled Substance.	1/27/01 to 1/27/04
JO A. GROPPER KANSAS CITY, MO	RN 150410 PN 015296	Section 335.066.2 (7) (12) (14) RSMo On 6/15/99, using a blank prescription form, licensee forged signature of an order written for Bactrim DS, a prescription drug.	12/12/00 to 12/12/02
JONATHAN R. HARDY LITTLE ROCK, AR	RN 129145	Section 335.066.2 (8) RSMo Licensee's Georgia nursing license was disciplined by the Georgia Board of nursing in 1998 based on diversion of Morphine and Demerol from 7/97 through 10/97. Licensee entered treatment 10/23/97.	2/28/01 to 7/14/02
JENNIFER L. HEMRICK COLUMBUS, OH	RN 145958	Section 335.066.2 (1) (5) (12) (14) RSMo On 12/3/98, Licensee smelled of alcohol when she reported for her shift. On 12/3/98, Licensee submitted blood and urine samples for screening of alcohol and drugs. She tested positive for alcohol and drugs.	3/9/01 to 3/9/04
CAROL J. JONES PARK HILLS, MO	PN 022136	Section 335.066.2 (5) (12) RSMo. On 10/4/98, licensee failed to administer potassium to a patient and signed out Demerol for a patient that was not ordered. On 10/5/98, the licensee signed out 23 doses of Demerol, 9 of the doses had no physician order and 5 were not documented as administered. On 5/15/99, licensee charted she had administered one Ativan tablet to make the count look correct.	1/19/01 to 1/19/03
CHERYL P. LUPTON KANSAS CITY, MO	RN 133522	Section 335.066.2 (2) RSMo On 8/30/99, Licensee entered an alford plea of guilty to class C felony stealing by deceit.	3/23/01 to 3/23/02
FRANCES A. MANNING MIDWEST CITY, OK	RN 065362	Section 335.066.2 (8) (12) RSMo Licensee's Oklahoma RN license was disciplined by the Oklahoma Board of Nursing in 1998 based on failure to follow hospital policy on narcotic use, provide patient adequate care and adequately document patient condition change.	1/30/2001 to 1/30/2003
MARY E. MERTZ IMPERIAL, MO	PN 037977	Section 335.066.2 (5) (12) RSMo On 2/6/99, called in a prescription for Tylenol with Codeine to a pharmacy for herself by representing herself as an employee of a doctor's office. Licensee told the pharmacy that the prescription was authorized by the Doctor when it was not.	3/7/01 to 3/7/04

PAT D. PAPENBERG ST CHARLES, MO	PN 047336	Section 335.066.2 (5) (12) RSMo Between 10/3/97 and 12/22/98, the licensee made 6 medication errors related to incorrect medication administered on two occasions, incorrect dosage administered on two occasions and without a physician order on two occasions.	4/4/01 to 4/4/02 or until course is completed in Nursing Ethics or Pharmacology
GERALDINE T. POUCHER FARMINGTON, MO	PN 055209	Section 335.066.2 (1) (5) (12) (14) RSMo On 2/17/98, Licensee consumed a relative's prescription medications, which included Thioridazine and Amitriptyline. On 2/17/98, Licensee possessed and consumed Cocaine.	2/21/2001 to 2/21/04
DEBORAH J. RAINEY BRANSON WEST, MO	RN 106712	Section 335.066.2 (1) (12) RSMo On 11/3/99, licensee submitted to a blood alcohol test after staff discovered that licensee smelled of alcohol. The results of the blood alcohol level indicated that Licensee's blood alcohol content was .079.	12/20/2000 to 12/20/2002
CYNTHIA R. STRONG PURDY, MO	RN 079174	Section 335.066.2 (5) (12) RSMo On 11/25/98, Licensee administered Deca Durabolin to a home health patient without a physician order and failed to document that this medication had been administered.	3/3/01 to 3/3/02
KIM R. TURNER CASSVILLE, MO	RN 110930	Section 335.066.2 (5) (12) (14) RSMo In 1998, Licensee misappropriated Demerol and consumed it.	2/28/01 to 2/28/04
MARIO G. WEBSTER ST LOUIS, MO	RN 1999 138 418	Section 335.066.2 (5) (12) RSMo On 4/24/00, Licensee was escorting a patient back to his room to administer an injection of Ativan and the patient resisted. Licensee pushed a patient to the ground, used the patient's gown to restrain him by gripping the gown tightly around the patient's neck. Licensee took patient to a seclusion room, pushed him in to the wall, held him to the floor by pushing his knee into the patient's back and twisted the patient's arm behind his back.	12/20/00 to 12/20/02
HAZEL L. WHITSON HAYTI, MO	PN 040036	Section 335.066.2 (1) (5) (12) (14) RSMo On 2/16/00 and 2/17/00, misappropriated Demerol for personal consumption. On 3/12/00, possessed and used Marijuana. On 3/13/00, tested positive for the presence of Marijuana and Phenobarbital.	2/8/01 to 2/8/04
KEVIN J. WILLIAMS ST JOSEPH, MO	RN 132357	Section 335.066.2 (1) (5) (12) (14) RSMo In November 1998, Licensee misappropriated Nubain for his personal consumption.	2/24/01 to 2/24/04

SUSPENSION/PROBATION				
Name	License Number	Violation	Effective Dates of Suspension	Effective Dates for Probation
JOSEPH M. KING ST LOUIS, MO	PN 052973	Section 335.066.2 (1) (2) (5) (12) (14) RSMo Misappropriated Demerol on multiple occasions for his personal consumption. On 7/8/98, several discrepancies were discovered in the narcotic count of the skilled nursing unit. Licensee tested positive for Demerol. Licensee was terminated for failure to follow through with treatment. Misappropriated Lorazepam for personal consumption. On 4/5/99, pled guilty to stealing and possession of a controlled substance. On 2/25/00, pled guilty to stealing a controlled substance.	2/24/01 to 2/24/02	2/24/02 to 2/24/07
LUELLA F. RANDOLPH FULTON, MO	RN 091257	Section 335.066.2 (1) (2) (5) (12) RSMo Between 1995 and 1999, abused her prescription of SOMA resulting in work absences, failure to properly document at times and exhibited impaired behavior on occasion while on duty. On 6/13/97 and 1/7/99, pled guilty to misdemeanor stealing. On 3/30/00, pled guilty to driving while intoxicated.	3/7/01 to 3/7/03	3/7/03 to 3/7/06
KEN J. SMITH ST LOUIS, MO	RN 088216	Violated Disciplinary Agreement with the Missouri State Board of Nursing by not providing the required documentation on 4 occasions. Additionally, Licensee failed to attend one of the required meetings.	1/25/01 to 1/25/02	1/25/02 to 1/25/07

REVOKED LICENSES			
Name	License Number	Violation	Date of Revocation
TERRY H. CLARK SPRINGFIELD, MO	RN 122281	Section 335.066.2 (2) RSMo On 3/3/2000, Licensee entered an alford plea to second degree murder	1/4/01
JANET M. CRAIG LINCOLN PARK, MI	PN 055009	Section 335.066.2 (5) (12) RSMo In 1997, in a group home for mentally challenged women, the licensee spanked a combative resident three times with a wooden spoon; shortly thereafter, the licensee took the resident to the garage where she restrained the resident in a wheelchair by tying her hands down.	2/22/01
PAUL S. MCDONALD OLATHE, KS	PN 053614	Violated Missouri State Board of Nursing Agreement by not attending required meetings and not submitting required documentation.	1/25/2001
PAULA J. STONE BLUE SPRINGS, MO	RN 103019	Section 335.066.2 (1) (5) (12) (14) RSMo Misappropriated increasing quantities of Tylenol #3, Oxycodone, Demerol, and Morphine on an ongoing basis for her personal consumption between June 1993 and June 22, 1995. In August 1996, began misappropriating Demerol for her personal consumption. Possessed and consumed Marijuana on an ongoing basis.	1/27/01
SANDRA L WALKER NIXA, MO	RN 127370	Section 335.066.2 (1) (5) (12) RSMo On 8/8/95, while at work tested positive for presence of alcohol. Following this incident, failed to comply with 2 agreements with facility which required her to enter treatment.	2/7/01
**Please be advised that more than one licensee may have the same name. Therefore, in order to verify a licensee's identity, please check the license number and/or contact the Board office at (573) 751-0082.			

VOLUNTARILY SURRENDERED LICENSES

Name	License Number	Effective Date
PAMELA L. DEBOER HALLSVILLE, MO	RN 110641	1/19/01
DONNA L. HUFFMAN BERNIE, MO	PN 056571	1/10/2001
*Surrender is not considered a disciplinary action under current statutes		

DID YOU CHANGE YOUR NAME?
DID YOU CHANGE YOUR ADDRESS?
DID YOU NOTIFY THE MISSOURI BOARD OF NURSING?

4 CSR 200-4.020 (15)(b) (1) says in part “If a change of name has occurred since the issuance of the current license, the licensee must notify the board of the name change in writing..... “ and (2) If a change of address has occurred since the issuance of the current license, the licensee must notify the board of the address change....”
Please feel free to use the form below to notify the board office of your name and/or address change.

1. Is this an address change?				YES	<input type="checkbox"/>	NO	<input type="checkbox"/>
2. Is this a name change?				YES	<input type="checkbox"/>	NO	<input type="checkbox"/>
<input type="checkbox"/> RN		<input type="checkbox"/> LPN		Missouri License Number			
OLD INFORMATION (please print):							
First Name				Last Name			
Address :							
City				State		Zip Code	
NEW INFORMATION (please print)							
First Name				Last Name			
Address (if your address is a PO Box , you must also provide a street address):							
City		State		Zip Code		Telephone Number	
Please provide signature:							

Duplicate license instructions:
It is not mandatory that you obtain a duplicate license. You may practice nursing in Missouri as long as your Missouri nursing license is current and valid. If you wish to request a duplicate license reflecting your new name, you must return ALL current evidence of licensure (the wallet size card and wall hanging document), and the required fee of \$5.00 for processing a duplicate license.
Return this completed form to: Missouri State Board of Nursing, P O Box 656, Jefferson City, MO 65102

Is Your License Lost or Has It Been Stolen?
If you would like to obtain a duplicate license because your license has been lost or stolen please contact our office. Request an Affidavit for Duplicate License form or you may obtain it from the LICENSURE INFO/FORMS tab on the website at www.ecodev.state.mo.us/pr/nursing.

You may contact our office in one the following manners:

- Internet E-mail: nursing@mail.state.mo.us (address changes only)
- Fax: 573-751-6745 or 573-751-0075
- Mail: Missouri State Board of Nursing, P O Box 656, Jefferson City MO 65102
- Telephone: 573-751-0681 (address changes only)

NUMBER OF NURSES CURRENTLY LICENSED IN THE
STATE OF MISSOURI
As of April 2, 2001

Profession	
Licensed Practical Nurse	23,177
Registered Professional Nurse	73,510
Acute Care Nurse Practitioner	15
Adult Nurse Practitioner	326
Adult Psychiatric/Mental Health Clinical Nurse Specialist	124
Advanced Oncology Clinical Nurse Specialist	25
Advanced Oncology Nurse Practitioner	1
Child-Adolescent Psychiatric/Mental Health Clinical Nurse Specialist	27
Community Health Clinical Nurse Specialist.....	2
Family Nurse Practitioner.....	1,047
Gerontological Clinical Nurse Specialist	28
Gerontological Nurse Practitioner	84
Maternal-Child Clinical Nurse Specialist.....	7
Medical-Surgical Clinical Nurse Specialist.....	158
Neonatal Nurse Practitioner.....	127
Nurse Anesthetist	1,223
Nurse Midwife	84
Pediatric Clinical Nurse Specialist	29
Pediatric Nurse Practitioner	293
Perinatal Clinical Nurse Specialist	4
Psychiatric Mental Health Nurse Practitioner	4
Women’s Health Nurse Practitioner	248
Total	100,543